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Attorney's Docket No.: 07039-322001

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Sundeep Khosla et al.

Art Unit : 1653

Examiner: Unknown

Serial No. Filed

09/972,809

October 5, 2001

Title : TREAT

: TREATMENT OF OSTEOPOROSIS

BOX MISSING PARTS

Commissioner for Patents Washington, DC 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the Notice to File Missing Parts of Application under 37 U.S.C. §1.53(b) mailed January 16, 2002 (copy enclosed), applicant claims small entity status (see 37 CFR 1.27) and submits herewith the following:

Payment of the surcharge of \$65.00 for late filing of the basic filing fee and/or declaration; and

A Combined Declaration and Power of Attorney in compliance with 37 CFR §1.63

It is understood that this perfects the application and no additional papers or filing fees are required. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 3/15/02

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Reg. No. 42,600

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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit

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Kathryn J. Sanderson

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APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/972,809

10/05/2001 COPY OF PAPERS ORIGINALLY FILED

Sundeep Khosla

07039-322001

CONFIRMATION NO. 4349
FORMALITIES LETTER

*OC000000007315804

MARK S. ELLINGER, PH.D. Fish & Richardson P.C., P.A. Suite 3300 60 South Sixth Street Minneapolis, MN 55402

Date Mailed: 01/16/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
 A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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